

State Law

05 No. 2, February 2016
Ulaanbaatar

Construction Law / Revision /

Chapter 1 General Provisions

Article 1. The Purpose of the Law

1.1. The objective of this law is to regulate construction activities relating to the modifications to engage and construction material production and construction works, control and operation.

Article 2. Legislation on Construction

- 2.1. Construction consists of the Constitution of Mongolian legislation, Civil Law, Land Law and Urban Development Act and the Occupational Safety and Health Act, and other laws and legal acts issued pursuant to these laws.
- 2.2. If an international treaty Mongolian specified otherwise in this law shall comply with the provisions of the international agreement.
- 2.3. Other construction activities relating to undertaking governed by this law shall be regulated by sectoral laws.

Article 3. Principles of Providing Public Services in the Construction Sector

- 3.1. The following principles of providing public services in the construction sector:
 - 3.1.1. Establish transparent and open to the public, and rapid construction activity regulation, registration and permits;
 - 3.1.2. The legal equality of the construction process and ensure its independence.

Article 4. Legal Definitions

- 4.1. The following terms in this Act shall be as follows:
 - 4.1.1. "**Structures**" **housing and facilities**, including citizens, industry, power, telecommunications, **roads and bridges**, water and oil construction, water channels and dams its engineering networks;
 - 4.1.2. Construction of this "facility" means a certificate of document issuing authority certifies utilization of facilities;
 - 4.1.3. Start-use structures, "set time" client certificate from issue of commissioning of facilities, author and contractors, design and consulting services contractors and other entities of buildings, structures, products, equipment, water, sewage engaged in construction activities, steam, gas, heat, electricity, telecom uptime to ensure the normal conditions;
 - 4.1.4. "**Construction documents**" means **a document prepared in accordance with this law should permit the construction and execution of civil works**, specifications, drawings, sword hidden work acts, field journals and other relevant documentation;
 - 4.1.5. "Equip facilities maintenance," is an installation of structures whole or in part in order to improve the conditions of normal use, and additional editing and special equipment;
 - 4.1.6. "Building an independent design of credibility experts" construction projects, an independent and professional opinion to individuals and legal entities;
 - 4.1.7. "Construction of facilities expansion and upgrade" means to change the size to increase the basic design and engineering network construction, expansion and renovation;
 - 4.1.8. Technical terms "construction" of decisions of the legal entity to connect such facilities

- heat, steam, gas, water, sewage, electricity, communications and signaling resources;
- 4.1.9. "Structure protection mode," construction put in place to ensure the quality and safety structures, temporary stop and continue structure component damage and construction work;
 - 4.1.10. "Construct", to construct a new unloading facility, to construct structures or old structures;
 - 4.1.11. "Construction" of preparing the area, to carry out all types of construction and installation components for assembly, rebuilding and dismantling equipment and perform maintenance work;
 - 4.1.12. "Construction of the entities authorized to perform construction work on the basis of operator" contract subscribers;
 - 4.1.13. "Construction customers," building and construction works executed by the authorized representative of the interests of citizens, legal persons and their facilities;
 - 4.1.14. "Construction site" means the carrying out construction work;
 - 4.1.15. "To start construction work, to continue to permit / future construction permits" means a document issued permit to perform construction work in accordance with the provisions of this law, the competent authority;
 - 4.1.16. "Construction project likely" that the construction design and technology, lift facility options, town planning, architecture and basic structural strength solution construction codes and standards documentation requirements, dependence comment on whether ensuring consumer safety of the non-independent professional activity;
 - 4.1.17. "Construction" standards, health, minerals, raw materials, structures, products and items used in structures meet environmental requirements;
 - 4.1.18. "Construction codes and standards document"; and binding and selective enforcement of construction codes, rules and technical regulations, instructions, album, methodologies and standards include the technical requirements for construction
 - 4.1.19. "Technical control facilities" for the implementation of legal entities monitoring to determine compliance with the regulations for implementing the construction process of law;
 - 4.1.20. "Construction activities" that include development of design and documentation facilities, likely to perform construction and quality control phase of work, security testing, commissioning and certification;
 - 4.1.21. "Civil action" means the right to engage in activities licensed by authorities in the construction set forth in Article 15.14 of the operating license area;
 - 4.1.22. "Construction investment," financed by individuals and legal entities funds for construction of the facility;
 - 4.1.23. "Independent sources and networks," said engineer water supply networks and facilities, such as contacts, heat, steam, gas, power and communications to ensure that construction needs;
 - 4.1.24. "Dumping" of liquidation to satisfy operational requirements and legislation, and the entire facility established by the competent authority seriously violates the codes and regulatory documents required facilities built or in part;
 - 4.1.25. "In addition to landscaping," said construction activity construction of green areas, roads outside the construction area, rest stop, hiking paths, gateways, residential and small children's play area, architectural shapes and lighting;
 - 4.1.26. "Performance" of construction projects approved shall change the author's permission and authorization approved design;
 - 4.1.27. "Partial model" structure of the volume of overall planning and environmental review, planning and structure exterior front side //, describing the color design and planning of the facility;
 - 4.1.28. "Renovation" changing the basic design and fabricate structures, repair and construction fitted to clean and dirty water, steam, gas, heat, electricity, wear worn and broken equipment specification in order to prolong the lifespan of reducing mechanical hardware device activities such as dressing;
 - 4.1.29. "Advisory service" skills necessary for the determination of the construction phase,

and the codes and standards document processing and production technology, choice of construction materials, mechanical, automation and controls, fine-tune the level of quality, safety and consistency, specific knowledge, Professional services are provided on the basis of competence;

- 4.1.30. "Blueprint" that facilities planning and construction work required to perform design and design / sketch / technical and economic feasibility, technical drawings, and its construction site exploration and production organizational design and engineering Overview of stationery set of documents, including research, engineering geology, geodesy, construction cost estimates and budgets;
- 4.1.31. "Blueprint author of a legal entity the design construction";
- 4.1.32. "Copyright control design," said writer operations are controlled if carried out in accordance with the construction, design, codes and regulatory documents;
- 4.1.33. "Engineering" put on road, rail and road infrastructure, and road facilities, all kinds of casual and engineering facilities under construction and structural engineering networks, disaster and preventive at the top;
- 4.1.34. "Engineering surveying" its construction before the earthquake engineering-geological, geotechnical, hydrogeological, and environmental and meteorological conditions, ground conditions and environmental architectural design, landscaping, infrastructure, engineering networks professional operations set to meet;
- 4.1.35. "Network engineering" as water supply, electricity, heating, sewage treatment facilities, and a variety of oil and gas pipelines, telecommunications centralized facility;
- 4.1.36. "Facilities" as fixed and mobile equipment designed to lift the vertical and horizontal directions, lifting and transportation;
- 4.1.37. "Decentralized network engineering" means a facility designed to supply certain areas or facilities, water, heat, steam, gas, electricity and telecommunications services;
- 4.1.38. "Centralized core facility engineering network," the central urban area and its facilities located in certain parts of water, heat, steam, gas, electricity, communications connecting central source;
- 4.1.39. "Complexity" of the state depending on the volume of construction, structure, technology, planning, engineering and design type design, make construction;
- 4.1.40. "Zero axis" a symbol of the national geodetic network connecting the main volume and rate structures;
- 4.1.41. "Phase" of the ordering of technology in the design construction and performing construction and commissioning activities;
- 4.1.42 Conclusions. "Passports" to secure to be used in structure strength and reliability status of the facility;
- 4.1.43. "Partial model / sketch / exploration" of integrated engineering layout, landscaping and street opened, and structures environment on the basis of the volume of construction survey, design, and the design and engineering software generic solution, hygiene and fire safety and of sunlight, building floor plans, sections, front side / exterior / architecture, color-defined solutions and documentation.

Article 5. Construction Codes and Standards Document

- 5.1. **Construction activity is regulated in writing the following codes and standards document below:**
 - 5.1.1. **Construction codes and regulations;**
 - 5.1.2. Construction and **technical rules and guidelines**, album and methodologies;
 - 5.1.3. **Standard.**
- 5.2. **Mandatory construction codes and rules set forth in Article 5.1.1 of this law in the construction process, shall select the documents referred to in 5.1.2.**
- 5.3. Construction of construction codes and standards document detailed technical condition of the facility and determine the requirements.
- 5.4. Unless otherwise specified in Article 33.1.20 will be reflected in binding documents referred to in 5.1.2 and 5.1.3 of this law.
- 5.5. Construction codes set forth in Article 5.1 and operational costs, including regulatory

document processing, approval, and to promote finance codes and standards from the state budget and construction.

- 5.6. Codes and standards library construction procedures approved by the cabinet member in charge of construction matters.
- 5.7. **Construction codes and standards funds from the following sources:**
 - 5.7.1. **Income from 0.18 percent to the cost of the construction budget;**
 - 5.7.2. Codes and standards document sales revenues;
 - 5.7.3. Donations by individuals and legal entities in order to develop codes and standards;
 - 5.7.4. Other income.
- 5.8. Construction codes and standards funds expended in the sectoral laws, codes and standards development, research, advertising, printing and copying of documents, and they organize related activities.
- 5.9. Processing and issue standards to be followed in the production and construction of the construction materials, adoption, use and conformity certificates by relevant legislation.
- 5.10. Construction prohibited from printing to construction codes and standards document civil matters without permission from the central government organization.

Article 6. Many International Recognition of Technical Regulations and Standards

- 6.1. Construction of international organizations and foreign matters not governed by written construction codes and standards document Mongolian National Construction will manage construction codes, rules and standards.
- 6.2. **Construction codes, regulations and standards of international organizations** in the process of registration in accordance with the procedure referred to in Article 6.3 of this law, **shall apply.**
- 6.3. **The government approved** procedure for registration of **international organizations and foreign construction codes, rules and standards**, to be used in construction activities.

Article 7. Public and Third-party Rights and Interests

- 7.1. Issuance of the construction permit authority shall consider the following:
 - 7.1.1. Rights and interests related to construction activity due to formation of a citizen, legal ownership, possession and use of land and real estate;
 - 7.1.2. Citizens, rights and interests from the legal entity associated with a healthy and safe living and working environment;
 - 7.1.3. Compliance with the principles set forth in this Law and Urban Development Act.
- 7.2. This decision will limit the authority of interest requirements and personal rights and benefits associated with the construction of the grounds specified in the law or in violation of the rights and interests of the public and third parties.
- 7.3. Third parties during the construction process and the right to use the living environment and facilities will change the amount provided by a no lower bar.
- 7.4. Information such as construction drawings, topographical maps are transparent to the public and open. Medeellin transparency and does not include information set forth in Article 18.1 of the right to information.
- 7.5. Construction of private and wait profit responsible for protecting the interests of the public or through a third party to ensure the implementation of relevant codes and standards documents in a civil state and local governments and controls.

Article 8. The Construction Sector Insurance

- 8.1. Participants in the construction process will insure the potential risks.
- 8.2. Guilty parties in the civil action or inaction insured possible losses of life, health and property of third parties. Insurance Employer, the Contractor shall include the contract to perform construction work prior agreement.
- 8.3. This Article 44.3.2 and professional specialization insured professional liability insurance referred to in Article 44.3.3.
- 8.4. The Contractor includes life insurance, employees working on the construction.

Chapter 2 Construction and Construction Categories

Article 9. Construction Type

9.1. Construction of the following types:

- 9.1.1. Constructing new ones;
- 9.1.2. Expand facilities and upgrade;
- 9.1.3. Repair facilities and fittings;
- 9.1.4. Demolishing;
- 9.1.5. In addition to landscaping the area.

Article 10. Construction Industry

10.1. Facilities difficulties are classified as follows:

- 10.1.1. **Constructions require approval of the construction work;**
- 10.1.2. Ease of construction;
- 10.1.3. Moderate ease of construction;
- 10.1.4. Ease of construction;
- 10.1.5. Exceptional ease of construction.

10.2. Construction in accordance with the type specified in the 9.1 designation, capacity category of construction set forth in 10.1 of this law, capacity structures issues determined by the Cabinet member in charge.

Chapter 3 Basic Requirements for Construction Activities

Article 11. The Principle of Construction Activity

11.1. The following **principles of construction**:

- 11.1.1. Ensuring **mechanical safety**: structures and construction materials, and design and construction of structures and items for use in public health, life, property and the environment hazards pose and lasting stability;
- 11.1.2. Ensuring **fire safety**: paintings reflect the project conditions, fire prevention and fire protection during construction use, limit the harm;
- 11.1.3. The Institute is to ensure **environmental safety**: structures surrounding caught planned adversely affect the environment and human health, danger to life, property and the animals and plants;
- 11.1.4. **Human security**: the construction is planned to be built protected by the influence of physical, chemical, biological, radiation and high volatility wave and other harmful substances;
- 11.1.5. Ensuring the **safety of users during the operation of construction**: construction is planned to be built on human health and life-threatening harm, fire, power supplies, and reliable source of energy;
- 11.1.6. Development to ensure the rights of **persons with disabilities**: construction is planned to be built, meeting all of the people with disabilities travel and traffic safety;
- 11.1.7. Implementation of **green building** practices development policies and green building requirements: advanced technology, efficient power, heat, steam, and water resources planning.

Article 12. Requirements for Construction Design

12.1. **Construction drawings shall meet the following requirements**:

- 12.1.1. Authorities **issued permits, drawing orders, codes and regulatory documents, standards** have been developed on the basis of technological tasks and equipment research equipment passports, specifications, engineering and exploration;
- 12.1.2. Power, water supply, sewerage, communications system is designed to be a **cost savings**, efficiency, and is not limited to the use of renewable energy, natural lighting;
- 12.1.3. Construction noise of the negative impact the facility environment, noise, vibration,

smoke and toxic gases, and is protected by high frequencies, waste and radioactive substances, and soil pollution;

12.1.4. Public streets, squares, parks, such as free use of space, road is planned to be obstructed its parking ramp traffic;

12.1.5. When human life and health, technical and fire prevention, protection of the environment condition, and calamities and disasters and to facilitate evacuation;

/ This article was amended on 02 December 2017 02 Law /

12.1.6. To meet the needs of **persons with disabilities** and technical requirements;

12.1.7. Organizational have finished work on safety in construction;

12.1.8. Building exterior home side harmonies Environmental Planning / /, is planning to roof, balcony railings and barriers.

Article 13. Requirements for Construction Materials and Products

13.1. **Construction materials** used facilities and products meet the following requirements:

13.1.1. Construction is fully compliant with construction codes and standards document and design requirements;

13.1.2. A negative impact to human life, health and the environment;

13.1.3. Is the origin of laboratory confirmed the certificate of origin and quality assurance;

13.1.4. Special packaging to ensure their quality, packaging, labels, labels.

13.2. Construction materials and products shall choose the design in accordance with the planning of the structure.

13.3. Construction design, and include information about the product standard.

13.4. Based in the construction materials and construction products, customers, upon the request of the design change the author's decision.

13.5. Detailed requirements for the manufacture of construction materials, mining and construction materials and products, writing codes and regulatory structures.

Article 14. **Requirements for Structures**

14.1. Facilities shall meet the following requirements:

14.1.1. To be built under the project;

14.1.2. **Structure to meet the requirements of the construction codes and regulatory documents;**

14.1.3. A negative environmental impact on the environment;

14.1.4. An adjacent structure to disturb the normal operation of.

14.2. In addition to structure facilities area, green area is less than the amount indicated in the town planning codes and standards document.

14.3. Correction, set one year term use of the structure.

14.4. If the termination period specified in Article 14.3 the opening of a performer, author of the project, a joint inspection of the facility clients and users, and to eliminate violations.

14.5. With the elimination of conflicts in accordance with the provisions of this Article 14.4 shall complete the period specified in Article 14.3 of this law.

14.6. In addition to construction after the termination date specified in paragraph 14.3 of this law, including surgery, all kinds of materials, the basic design and structure, clean and dirty water, steam, gas, heat, electricity, and telecommunications equipment, and at least three normal useful life of equipment year.

14.7. Violations occurred within the period specified in Article 14.6 clients and design writer, and remove any guilty party contractors and material suppliers, the owner and compensate the damage.

14.8. State and local budgets, foreign grants and loans to finance facilities condition until a certain percentage of the value of collateral contract for state and local procurement of goods, works and services of local government funds in order to ensure the implementation of obligations under the Contractor to the period specified in Article 14.3 of this Article regulated in accordance with Article 43.6.

14.9. Construction rules approved by the cabinet member in charge of construction matters identify plant life cycle standard time.

- 14.10. The termination date specified in Article 14.9 of this law, the question is no longer determined by the competent authority to implement control structures.
- 14.11. Construction As construction durability standards maturity may result in the client, design release writer, contractors, construction material suppliers, and consulting services provider, Expert liability provided for in Article 50 of this Law.
- 14.12. After the completion of the durability of the standard period of construction of the facility will be operational certificate to determine how to use more authority referred to in Article 14.10 of this Article 49.2.1 of this law.

Article 15. Requirements for the Disabled

- 15.1. Construction and design of the development include the requirements for disabled people.
- 15.2. Regulated by Construction Codes, regulations and standards set forth in Article 15.1.

Article 16. Requirements for Construction Site

- 16.1. Clients, construction contractors is prohibited to build a given arbitrary boundaries and change the amount of facilities.
- 16.2. In accordance with the zero axis of the construction project in conjunction with geodetic marks / Red Line / establish a legal entity authorized construction of geodetic and cartographic works on a construction site.
- 16.3. Construction of construction and demolition work was conducted to develop organizational design area and production.
- 16.4. Information about the zero axis legal entity structure set forth in this Article 16.2 shall submit with the local authorities.

Article 17. Executive Establish Servitude to the Construction Works

- 17.1. Construction sites can establish servitude on the basis of the Civil Code and other relevant laws and regulations.
- 17.2. If determined necessary the following construction servitude land or immovable property owners and adjacent land and real estate assets for the job:
- 17.2.1. Construction of structures, reconstruction and repair;
 - 17.2.2. Build networks and infrastructure to build infrastructure facilities and renewal;
 - 17.2.3. To create conditions for performing engineering surveying of the land and soil protection;
 - 17.2.4. Structures constructed porch access to permanent and temporary purpose.
- 17.3. According to Article 17.2 of this law will establish servitude special needs, public places and areas to temporarily use provinces, ammunition and decision of the Presidium of Representatives District residents in the structure.

Chapter 4

Construction Operating Licenses and Construction Work Permit

Article 18. Engage in Construction Activities

- 18.1. Construction activities will be conducted on basic licenses and construction permits, according to the terms and provisions of this law.
- 18.2. State administrative body for the construction of structures are classified related facilities specified in Article 10.1.2, 10.1.3, 10.1.4, 10.1.5 dispense legal entities with a license issued by authorities.
- 18.3. Construction categorized as specified in Article 10.1.1 of this law does not require a license specified in Article 19.1.2 of this law, the construction of the facility.
- 18.4. Registration process will be carried out by non-governmental and professional organizations to provide construction operating license set forth in Article 18.2 of this law, the construction sector entities.

Article 19. Licensing of Construction Activity

- 19.1. The following construction activities shall be conducted on the basis of the license:
 - 19.1.1. Develop projects related to construction category referred to in Article 10.1.2, 10.1.3, 10.1.4, 10.1.5;
 - 19.1.2. Perform construction work related to construction category referred to in Article 10.1.2, 10.1.3, 10.1.4, 10.1.5;
 - 19.1.3. Engaging lifting plant and its parts production, assembly, repair and maintenance;
 - 19.1.4. Production of load-bearing structures, structures, items, materials, its raw materials and flammable, toxic, energy-saving products.
- 19.2. Authorized persons referred to in Article 34 of this law maintain a register of legal entities of construction activity license and submit to the authorities referred to in Article 35, and the construction authority of the state control law.

Article 20. Licensing

- 20.1. License the construction of a decision within 10 working days of receipt of the application.
- 20.2. Tower license, support and retaining walls higher than 30 meters, 60 meters over the span of the facility, with more than 16 floors construction and design of water, heat and power supply facility and perform construction work will be for only a source of construction.
- 20.3. In addition to those specified in Article 11 of the legal entity operating license application, construction operating license to submit the following documents entity referred to in Article 34 of this law:
 - 20.3.1. Information on the staff;
 - 20.3.2. List of tools, equipment, hardware and specifications, information on the production of construction;
 - 20.3.3. A copy of the agreement to use the party this Article 20.3.2, equipment and other necessary equipment, machinery or equipment specified in case law;
 - 20.3.4. Construction conclusion of the probability of the design of the facility set forth in Article 20.2 of this law.
- 20.4. In connection with the awarding of construction activity license as provided in Article 20.3 of this law shall be prohibited to require other documents.
- 20.5. Licensing of construction activity will be a five-year period.
- 20.6. Licensing of construction activity may extend the period specified in Article 20.5 of this law.
- 20.7. Legal entities with construction activity special permission to carry out activities within the construction permit provided for in Article 26 of this Law.
- 20.8. The following cases reported construction problems revoked license by the administrative body in charge on the basis of construction public opinion monitoring implementation of the organization:
 - 20.8.1. violation of the requirements of Article 12 of this Law, 13, 14, 15, 16;
 - 20.8.2. operations unemployed for three consecutive years specified in the license.
- 20.9. Each license holder activity reports submitted in charge of construction the state administration in years, according to written construction documents construction specified in Article 33.1.17 of this law.
- 20.10. Not a license to use the construction of the re-construction design specified in Article 20.2.

Article 21. Construction Activities Citizen, Legal Record

- 21.1. Employment of civil engineering and surveying, geodesy, cartography, construction design, construction works, construction material production, the state administrative body in charge of civil matters legal entity engaged in construction activities in the budget estimates meet the requirements set forth in Section 21.2 of this Article subject that constitute proof of registration. Registration can be done electronically.
- 21.2. Individuals and legal entities operating in areas referred to in Article 21.1 shall be approved by the cabinet member in charge of construction requirements according to the

classification and documentation and registration procedures set forth in Article 10 of this Law.

21.3. Subject to legal and personnel records, the database is engaged in construction activities.

Article 22. Providing Technical Conditions

22.1. Construction of the request for the technical condition of the facility decision to engineering organizations specified in Article 22.2 of this law. Shall attach the following documents:

22.1.1. Right authorization issued by the competent authority;

22.1.2. Structure land plot cadastral and his condition and photographs depicting;

22.1.3. Personal ID, a legal entity a copy of a state registration certificate of the applicant;

22.1.4. Applications for accreditation when delivering its authorized representative;

22.1.5 Allows. architectural design;

22.1.6. Force structure required to provide capacity and specification information identified engineering software.

22.2. Engineering software shall make a decision within 10 working days of providing the specification and verification.

22.3. Engineering software organization should not interfere with ensuring its own resources engineering software needs of persons with a request rejected specifications.

22.4. Engineering software needs requested by the person can be granted the construction permit if approved development projects to provide its own resources.

Article 23. the Design Construction

23.1. Whether to confirm the location and design image construction decision within 10 days in accordance with Article 35.13 of this law.

23.2. Based on location, design and technical conditions in facilities approved in accordance with Article 23.1, within the original design drawing / sketch / Complete Works.

23.3. Complete working drawings referred to in Article 23.2 should be developed step-by-step.

23.3.1. Two stages of classification and comprehensive built construction design specified in Article 10.1.5 of this law, "technical work" and "work";

23.3.2. "Work" is a step-by-step process design work and other construction indicated in paragraph 23.3.1 of this law.

23.4. Construction design phase include contract and drawing tasks by project organizations.

23.5. Construction of structures designed by foreign legal persons of the draft document to be verified with the authorities of the Mongolian and design documents are in English and Mongolian languages.

23.6. Authorization shall rule the requirement for external verification of the legal entity developed construction drawings of the design of premises specified in Article 32.1.8 of this law and credibility.

Article 24. Construction Budget

24.1. Estimated construction and planning, approval and implementation of the following principles:

24.1.1. Is based on the proven design;

24.1.2. Construction is reflected in the location, environmental and climatic conditions, land acquisition issues;

24.1.3. Construction kits and fiscal regulations, to be guided regulatory documents, regulations, guidelines, and methodologies;

24.1.4. Independence.

24.2. State and local budget has received local and professional degree tösövchnöör budget settlement construction and the financing of foreign grants and loans.

24.3. Degree qualification referred to in Article 44.3.2, 44.3.3 tösövchid tösövchnii professional organizations assessed the annual report. Tösövchnii Code adopted and approved organizations referred to in Article 33.1 of this law.

24.4. If changes in construction budget estimates for the facility depending on the price of

construction materials and exchange rate changes, other factors matter with the central government authorities in charge of financial, economic and civil matters controlled study, estimates and financing in accordance with the relevant regulations.

24.5. Construction performed according to the construction codes and regulatory documents required and prohibited unreasonable delays of the construction funding approved in accordance with appropriate procedures.

24.6. Construction complex regulations and budgeting techniques approved by the cabinet member in charge of construction matters.

Article 25. Construction Credibility Designs

25.1. Design likelihood of construction will be within the law set forth in Article 23.2 and design / sketch / working drawing stages to 15 working days.

25.2. Determination shall be the following drawings:

25.2.1. Earthquake of magnitude seven or more zones to be built this Article 10.1.2, 10.1.3, 10.1.4, design, technical and economic justification for construction related provisions in 10.1.5 and engineering cost estimates and budgets;

25.2.2. Down seven magnitude earthquake zone to be built this Article 10.1.4, design, technical and economic justification for construction related provisions in 10.1.5 and engineering cost estimates and budgets;

25.2.3. Its construction area of industrial and organizational design;

25.2.4. Engineering and geological assessment, geodetic maps;

25.2.5. State and local budgets, foreign grants and loans, construction, construction budget and budget related provisions 10.1.2 and 10.1.3 of this law.

25.3. **In section 25.2 of this law, structures designed by foreign law applies to designs.**

25.4. **When have this chance stated in Article 25.2 and 25.3 prohibited construction permit.**

25.5. Construction of a constitutional structure, changes in structures during the construction vaccination likely to re-design developed to reflect these changes.

25.6. Probability statements are two forms of rejection, agreed. Probability refused to review a ground for refusing to grant permission for the construction work.

25.7. Concerns probability assessment referred to in Article 25.6 will be resolved to relevant Council.

25.8. Category of construction design specified in Article 10.1.1 of this law will be a likely customer's request.

25.9. This law violated the requirements set forth in 12.1 basis for conclusion of the likelihood of rejection.

Article 26. **Construction Permit**

26.1. Facilities related to the category indicated in clauses 10.1.2, 10.1.3, 10.1.4 and 10.1.5 will be the construction permit the following types:

26.1.1. Construction of new facilities;

26.1.2. Build a scalable and renovated structures;

26.1.3. Unloading facilities.

26.2. Is included in the basic structure and engineering change network size, construction capacity and the facility will re-develop the project and construction permits.

26.3. Approval of the structure expansion and construction of the structure renovated issued by categories, drawings and documents in accordance with Article 10.1, 23.2 and 28.2.

26.4. In case hold more than one facility granted to the difficulties will permit the construction of the upper class.

Article 27. Construction Activity Licensing

27.1. **Eferred to in Article 35.1 will issue a construction permit.**

27.2. Construction permit on the basis of the documents referred to in Article 28.2 stipulated in Article 27.1 of this law shall be issued within 10 working days.

27.3. The organization referred to in Article 27.1 will be written by the person requesting reflect interpretations of a refusal to grant permission for the construction decision.

Article 28. Issuance of a Construction Permit

- 28.1. **Confirm construction approval certificates in accordance with Article 27.1 of this law.**
- 28.2. Construction permit request with the following documents:
 - 28.2.1. Location, design and decision-certified technical conditions for construction;
 - 28.2.2. Likely made complete design and probability assessment structures;
 - 28.2.3. Introduction to the design of the legal entity, a copy of the registration certificate or license;
 - 28.2.4. Construction of environmental law, environmental reports required to undergo environmental impact assessment reviews the facility in accordance with laws and regulations;
 - 28.2.5. Attach the insured accident and liability insurance certificate.
- 28.3. In addition to the documents referred to in Article 28.2 of the design process and attach legal license to perform construction work.
- 28.4. Attach how to implement the plan for supervision during the construction phase to requests for construction permits.
- 28.5. Resolving the documents specified in Article 28.2 of this law, attached to the request, the person who made the request for the construction work to start and continue to license and permits.
- 28.6. **The organization referred to in Article 35.1 shall be prohibited to require other documents specified in Article 28.2, 28.3 and 28.4 of this law.**

Article 29. Information Included in the **License Certificate for Construction Work**

- 29.1. Construction work authorization certificate issued by the authority specified in Article 27.1 shall include the following information:
 - 29.1.1. Construction on the facility's location;
 - 29.1.2. Land registration and cadastral code;
 - 29.1.3. **Construction permit** was issued, month, day, year, and license number;
 - 29.1.4. Validity of the construction permit;
 - 29.1.5. By the start date of construction permit and date;
 - 29.1.6. Construction on the facility for the purpose and capacity;
 - 29.1.7. Construction Industry facility;
 - 29.1.8. Information on the construction of the Employer and the Contractor;
 - 29.1.9. Office, signing officer issued the construction permit.
- 29.2. Construction decision and the certificate of approval licensing authority if changes to the information set forth in Article 29.1 right to make appropriate changes.

Article 30. Construction Permit

- 30.1. **Construction permits** issued for the period specified in its construction site and industrial organizational design. Construction work period shall commence on the date set to begin.
- 30.2. Construction work request to extend the 30 days before it is completed within the period specified in Article 30.1 of subscribers law license expiration date attached to real-time outline the organization stated in Article 27.1 of this law, execution completed
- 30.3. The organization referred to in Article 27.1 solve the problem within five working days after the day of receipt of the request referred to in Article 302 of this law, amendments construction permit certificate.
- 30.4. If the absence of a request in accordance with Article 30.2 of this law, the construction permit has expired in accordance with Article 27.2 and 28.2 of this law will be a new construction permit.

Chapter 5 Construction Sector Management and Regulation

Article 31. Powers of the State Great Hural

31.1. Parliament to determine state policy on the development of the construction industry and enact civil legislation and oversee its implementation.

Article 32. Powers of Government

32.1. The Government shall have the following powers of construction:

- 32.1.1. To organize the implementation of civil law;
- 32.1.2. Develop budgets, investment and development policies in the construction sector and submit it to Parliament;
- 32.1.3 Appropriation. General construction approval of construction codes and standards document system;
- 32.1.4. Locale and determine the installation of network communications and engineering facilities corridor, technical terms, principles and order in the settlements, the zoning of the area;
- 32.1.5. Addressing licensing the construction of state structures, such as nuclear and thermal power stations, hydroelectric power stations, railways, airports, subways and transnational oil and gas pipelines;
- 32.1.6. Approve of construction operating and maintenance rules;
- 32.1.7. Approval of commissioning rules or structures;
- 32.1.8. Design facilities to develop and adopt rules for credibility;
- 32.1.9. Approval of employer rules of construction;
- 32.1.10. Adopt rules granting permission to start or continue the construction work;
- 32.1.11. No intervention facility is tusguulakhgüi public investment plans;
- 32.1.12. Resolved within the law for the development of the common minerals and raw materials for production of construction materials in the special needs;
- 32.1.13. Other rights provided by law.

Article 33. Authorities of the State Administrative Body in Charge of Civil Matters

33.1. Construction has the following powers in relation to the construction of the central government bodies:

- 33.1.1. Construction on the implementation of state policies, laws and government decisions and analyze the implementation of the monitoring and evaluation;
- 33.1.2. Construction of approval of construction codes and regulatory documents referred to in 5.1.1 and 5.1.2 of this law;
- 33.1.3 Implementation. Construction of the selection requirements for Expert credibility designs and competitively, adopt rules granting him;
- 33.1.4. The development of infrastructure engineering and construction coordination of defined technical policy;
- 33.1.5. Approval of registration and database procedures for the construction industry;
- 33.1.6. provide professional and technical guidance to local administrative organization in charge of construction;
- 33.1.7. Approve the construction sector, science and technology policy;
- 33.1.8. Approval of scientific and technological Council Regulation construction industry;
- 33.1.9. Approval of grant regulations such as the construction industry worker retraining and qualification;
- 33.1.10. Standard unit of capacity assessment of developments in consultation with the central government in charge of finance and economic affairs, the price index approve the tariff salary construction workers;
- 33.1.11. Set rules provide integrated testing and analysis confirmed the laboratory to conduct research, management and monitoring;
- 33.1.12. Architecture and approval procedures for non-professional engineering board;
- 33.1.13. Approval procedures to ensure supply of digital simulation software construction and use;
- 33.1.14. Leading experts and legal registration of the construction sector, and upload a database upgrade and adopt rules to organize information;
- 33.1.15. Design construction and performing construction and licensing of legal entities

- engage in production of construction materials, lifting facility and its parts production, assembly, maintenance and setting fees and adopt regulations to control them;
- 33.1.16. Implementation issuance town, village, license and technical conditions of the general plan development, construction discuss the province and the capital city's report on construction quality, passportjuulalt, utilization and accounting matters;
- 33.1.17. To adopt combined with the industry registration and information form Registry and the National Statistical Office on National building;
- 33.1.18. Construction approval procedures for maintaining the facility a private matter;
- 33.1.19. Each of exports and imports of construction materials, equipment, machinery, raw materials account "the Harmonized Commodity Description and Coding System" years to improve and expand cooperation with relevant organizations;
- 33.1.20. Approval of the contract model to be followed in the construction process;
- 33.1.21. Approval of the rules for copyright control project construction;
- 33.1.22. Adopt common rules to provide one-stop service to receive and process electronic requests for permits related to structures and construction industry;
- 33.1.23. Other rights provided by law.

Article 34. Functions of the State Administrative Body in Charge of Construction Matters

- 34.1. State administrative body in charge of construction has the following functions:
 - 34.1.1. Construction law and regulations, ensure the implementation of government decisions;
 - 34.1.2. Construction of the work processing facility codes and regulatory documents and standards;
 - 34.1.3. Retraining of workers in the construction sector, professional development, and to organize grade qualification;
 - 34.1.4. Construction organize credibility designs;
 - 34.1.5. Implementation of the construction sector of science and technology policy;
 - 34.1.6. Promotion of construction codes and standards document, implement and organize the implementation thereof;
 - 34.1.7. Upload construction workers, general accounting, legal entity, a database upgrade and organize information;
 - 34.1.8. Construction unit of processing capacity benchmark assessments and indices;
 - 34.1.9. Special permission to participate in an employer representative in the selection of state funds for the construction contractor built the investment;
 - 34.1.10. Selected individuals and competitively credibility construction projects and provide expert legal entity;
 - 34.1.11. Keeping consulting services to individuals and legal entities consolidated accounts;
 - 34.1.12. Providing and organizing activities to create codes and standards directory structures and spend;
 - 34.1.13. Professional Council of established architects, engineering and operations management;
 - 34.1.14. Organize facility design, construction, and the production of construction materials and lift facilities, and licensing activities one-stop service, a legal entity to conduct its parts production, assembly, repair and maintenance;
 - 34.1.15. Organize the review and verification instructions construction materials, industrial technology;
 - 34.1.16. Other rights provided by law.
- 34.2. This Article 34.1.2, 34.1.3, 34.1.4, 34.1.6, 34.1.7, 34.1.8, 34.1.9, 34.1.10, 34.1.11, 34.1.13, 34.1.14, 34.1.15- on the basis of the authority's decision functions provided in the subcontracts non-governmental and professional organizations.

Article 35. Authorities of the Province, the City Governor

- 35.1. Governor of the province, city construction exercise the following powers:
 - 35.1.1. Government policies, laws and regulations in their territory, organizing and monitoring the implementation of the government's decision followed the construction

- industry;
- 35.1.2. Construction of enforcement of Construction Codes and Standards documentation for construction activities;
- 35.1.3. Construction of the facility location, on land allocation, design approval and issuance of technical conditions organize and maintain registration, storage and information activities to ensure their security and to engage in permanent database and monitoring;
- 35.1.4. Supervise the use of facilities located within their territory and to register and passports;
- 35.1.5. **Approval of construction safety regulations**, and ensure its implementation;
- 35.1.6. Commissioning grant construction permits and facilities;
- 35.1.7. Construction of forced liquidation of implementing the judgment based on the Inspector General for review and control facilities do not meet the requirements of the construction documents and payment to the person responsible for the costs;
- 35.1.8. Decide received requests related to the activities specified in Article 35.13 of this law, 35.1.4, 35.1.6 and organize electronic one-stop service.

Chapter 6 Participants in Construction Activity

Article 36. Individuals and Non-governmental Organizations in

- 36.1. Construction of the role of central government in charge of urban affairs in order to improve the quality and accessibility of services provided by the state transferred pursuant to Article 18.4, 34.2 and 44.7 of this law functions can be performed by transferring non-governmental and professional organizations on a contract basis.
- 36.2. Construction activity has the right to make laws, codes and rights organization offers, requests and complaints in accordance with the law of the regulatory documents and civil health and safety requirements, in violation of the right to live in comfortable conditions.
- 36.3. Construction of individuals and non-governmental organizations may offer document construction codes and standards document.

Article 37. Employer's Responsibilities

- 37.1. Construction Employer shall have the following functions:
 - 37.1.1. Construction of the facility documentation in accordance with applicable laws and regulations, codes and standards document requirements;
 - 37.1.2. Complete information about facilities and activities in accordance with the information transparency and legal right to information set 14.4.1 to the public in their respective territories;
 - 37.1.3. According to the technical condition of construction, design and construction of the provisions of Articles 22, 23 and 26 of this license and fulfilling the conditions set forth therein;
 - 37.1.4. Establish agreements specified in Article 33.1.20 of this law implementation supervision of the construction phase;
 - 37.1.5. Go-copyright controls each construction phase, independent laboratory analysis of materials and workmanship, the design, the quality and safety of items determined specifications and responsible for associated costs;
 - 37.1.6. Organizing work on structures and facilities in accordance with Article 48.1 of this law;
 - 37.1.7. To provide protection regime is suspended construction work in a timely manner in accordance with Article 41 of this Law;
 - 37.1.8. Fulfilling the requirements and instructions issued by the authorities for the construction phase;
 - 37.1.9. Documents related construction codes and regulatory documents in the construction and implementation of hygiene measures to ensure the safety of the terms of the relevant costs;

- 37.1.10. Construction go probability designs and responsible for associated costs;
- 37.1.11. History, for preliminary exploration and research professional organizations, historical, archaeological and cultural immovable monuments;
- 37.1.12. Funding for responsible investment set and regulate aspects of the construction process;
- 37.1.13. Responsible for risk and losses from its wrong acts and omissions to conduct construction activities;
- 37.1.14. Use facility start-up and set over responsibility from the damage caused by its wrong action or inaction;
- 37.1.15. Saving for construction exploitation and processing of documents;
- 37.1.16. Construction responsible for the correctness of construction documents;
- 37.1.17. Construction activity in the volume is appropriate to the surrounding areas, infrastructure planning, reality TV and other advertising on engineering and wait for the accuracy of the responsibility for such information before the user;
- 37.1.18. Attach an agreement with TV ads and related materials specified in Article 37.1.17 hereof users;
- 37.1.19. Monitor construction performance and ensure documented in photographs and blatant Work Act;
- 37.1.20. Construction of free construction site and commissioning responsible for the costs.
- 37.2. Clients can apply to represent professional, professional and legal entities to provide advisory services on the basis of its obligation to participate in the construction process.
- 37.3. Purchaser is clear in the construction process. If clients not clear that the owner of the facility shall be the employer or owner. Construction of the facility owner is not known shall be the employer of the holder or owner.
- 37.4. Customer construction project is prohibited to change the author's permission.
- 37.5. Ground clearance, otherwise the specification and design are prohibited focus on unfinished apartment construction communities is being processed.
- 37.6. Yet finished, but prohibited the use of operations include facilities.
- 37.7. Construction, upgrade, edit the street, track and field unsettle and destroy, transfer lines, trees, gardening temporary break away from them, and the costs of recovery.
- 37.8. Construction based on the drawings referred to in Article 16.3 shall work unloading facilities.
- 37.9. Underground construction design tasks, codes and standards document the technical commission has reviewed the relevant Council:
 - 37.9.1. Binding codes and regulatory documents referred to in Article 5.1;
 - 37.9.2. Album referred to in Article 4.1.18 of this law;
 - 37.9.3. One type of premises referred to in Article 10.1.2, 10.1.3, 10.1.4, 10.1.5;
 - 37.9.4. Construction design facility referred to in Article 10.1.4 and 10.1.5.

Article 38. Design Role in the Author's Direction

- 38.1. Design author is responsible for the following functions:
 - 38.1.1. Image processing project based on the relevant laws and codes, technical and investment efficiency calculations in accordance with the regulatory requirements of the facility;
 - 38.1.2. Construction of the author developed a relevant part of the plant design verification of the design, wait for professional liability;
 - 38.1.3. Design to ensure that the legal entity structure designed to meet the requirements of the legislation, codes and standards document verification and accountability;
 - 38.1.4. Performing on the main stages of construction contract copyright technical controls;
 - 38.1.5. Participate in the commissioning of facilities;
 - 38.1.6. Construction permit if construction design modification customer feedback the quality and safety requirements of the document construction codes and standards documentation and verification;
 - 38.1.7. Process design provided in Article 16.3 of this law;
 - 38.1.8. Construction jobs require the customer to take the necessary measures to

- implement copyright controls;
- 38.1.9. Casting facilities, structures, materials, items, independent laboratory tests require the customer to confirm;
- 38.1.10. Construction of a conclusion when performed in accordance with the requirements of document design and construction codes and standards document, known construction control enforcement authorities and undergo appropriate measures.
- 38.2. Designers responsible for damages caused by its wrong action and inaction over the operational start-up, and maintenance facilities.
- 38.3. Design author is prohibited probability of its refined design.

Article 39. Reputation for Expert Design Facilities

- 39.1. State administrative body in charge of civil matters are likely to be construction projects carried out on the basis of rights granted citizens and legal entities in accordance with the provisions of Article 34.1.10 of this law.
- 39.2. Expert authorized individuals will be members of the party for no more than two legal authority to chance.
- 39.3. Rights expert credibility in breach of Article 39.2 of the authorized person will be returned in accordance with the procedure referred to in Article 33.1.3 Implementation of this law.
- 39.4. Decision to review portions of the expert construction design, the professional responsibility.
- 39.5. Drawings legal entity structures of the experts prove to the satisfaction of writing laws, codes and standards document, a summary of the technical solutions and responsible.

Article 40. Functions of Construction Contractor

- 40.1. Contractors responsible for the following functions:
 - 40.1.1. For construction permits, and the possibility of being performed in accordance with the requirements of the approved design, codes and standards documentation and monitoring;
 - 40.1.2. To ensure the construction of surface and underground work act and stage performance record and perform authority and author of the design and the legitimate demands of the customer to implement construction controls;
 - 40.1.3. Take preventive measures to force majeure facilities and emergencies;
 - 40.1.4. Construction Site Fire and occupational health and safety compliance procedures and to protect the environment and immovable historical and cultural monuments;
 - 40.1.5. Construction work to enforce environmental and safety regimes areas and take measures to prevent and protect potential danger caused by the construction of a third party;
 - 40.1.6. Violating normal conditions to perform live and work obligations of third parties referred to in Article 7 of this law and does not interfere;
 - 40.1.7. The introduction of free construction site construction representative of the facility and introduce participants construction, construction documents;
 - 40.1.8. Construction of the facility operational start-up and set over responsibility from the damage caused by its wrong action or inaction;
 - 40.1.9. Perform independent construction foundation, walls and roof coverings, stairs and skeletal structures, tasks;
 - 40.1.10. Construction, upgrade, edit the street, track and field unsettle and destroy, transfer lines, trees, gardening temporarily removed to restore them;
 - 40.1.11. Construction materials, laboratory equipment, design specification, test case verification of evidence required to comply with specified for an explanation conclusion;
 - 40.1.12. Each facility design and structural load-bearing strength of the construction phase to ensure obtaining laboratory tests findings;
 - 40.1.13. Construction works to develop a picture of organizational technology, production and technical designed to prevent accidents occupational health and safety measures to create the conditions and according to her;

- 40.1.14. Refuse to implement the provisions of Article 9.2 of the waste;
- 40.1.15. Costs include the cost of the construction budget specified in Article 5.8 of this Law, focusing directory specified in 5.7 of this law;
- 40.1.16. The right to perform the approval of the construction of the organization;
- 40.1.17. Develop and verify design changes during design, execution of construction;
- 40.1.18. Construction company responsible for running subcontractor, the application functions as a general contractor Subcontractors result, the risk of the Contract;
- 40.1.19. Perform construction work unloading facility based on the design provided in Article 16.3 of this law;
- 40.1.20. The origin and use of construction materials certificate of conformity;
- 40.1.21. To be covered in accordance with Article 8 of this law;
- 40.1.22. Select and run the subcontractor not otherwise subscribed an agreement on a contract basis;
- 40.1.23. If for construction work implemented by the Employer's obligation to implement the functions specified in Article 37 of this Law;
- 40.1.24. Construction work related to the category specified in Article 10.1.1 of this law may be performed by individuals and legal entities for approval. In this case, the structure comply with the requirements of the construction codes and standards document.
- 40.2. Perform construction work tösölgüigeer.
- 40.3. Construction, renovation, expansion and maintenance prohibited the use of origin of non-compliance with international and national standards, and conformity certificates of origin materials, products, items, and the construction traveling formwork solution tulaasand wood work.

Article 41. Construction of the Facility Protection Mode

- 41.1. Include the construction of more than seven months, suspended subscriber facility protection mode, to inform the competent authorities to implement monitoring of construction, by the relevant decision. Construction of the facility shall include the terms and conditions for the protection mode decision into protective mode.
- 41.2. Protection regime structures implemented as follows:
 - 41.2.1. Provisions of the suspension of the construction work taking into account the construction permit conditions, construction technology;
 - 41.2.2. Structures meet the conditions for switching facility security procedures and take the necessary measures;
 - 41.2.3. Permanent supervision and inspection clients in order to ensure the safety of the construction site.
- 41.3. Protective mode, construction or structure shall be in accordance with the technical codes and standards document.
- 41.4. Constructions signed by organizations authorized inspector manual implementation of customer records into a protective mode and construction control.
- 41.5. Notes set forth in Article 41.4 of this law, the date submitted to the competent authority to monitor the construction of suspended construction permit and stop the construction work.
- 41.6. For construction safety mode is two years. time can be a subscriber extension request if necessary.
- 41.7. The period specified in Article 41.6 of maturity when clients take measures to lower the established structures to continue construction of the facility or quality to meet the safety requirements.
- 41.8. If the structure of the protective regime of the employer shall notify the competent authorities to implement the construction of controls to continue construction work.
- 41.9. This Article 41.1 and 41.6 apply to the competent authority and the decision to implement the construction of state control of the lower term facilities provided.

Article 42. Consulting Services

- 42.1. Professional consulting services in the construction sector will be as follows:

- 42.1.1. Engineering and surveying;
- 42.1.2. Investment research;
- 42.1.3. Design construction process and determine the level of codes and standards document processing;
- 42.1.4. To make quality and technology supervision construction materials, technical and economic basis, raw materials and manufactured goods, advice, opinion and assembly, laboratory and industrial test equipment, and establishing technology;
- 42.1.5. Identify technologies and methods for the construction work of mechanization, lifting facility and its parts production, assembly, testing, repair, maintenance, calibration and debug;
- 42.1.6. Making findings of the monitoring during the construction phase, construction quality and operation of the security state;
- 42.1.7. Project management, organizational and technological level;
- 42.1.8. Construction and implementation of customer orientation facility functions;
- 42.1.9. Complete assignments specified in Section 42.1.1 of this law, 42.1.2, 42.1.3, 42.1.4, 42.1.5, 42.1.6, 42.1.7 and 42.1.8.
- 42.2. This Article 10.1.4 and construction consulting services related provisions in 10.1.5 will be mandatory for the facility.
- 42.3. Who provide advisory services and legal entities registered with the authorities specified in Article 34.1.11 of this law.
- 42.4. The government approved requirements and registration procedures for citizens and legal persons to provide advisory services.

Article 43. Functions of Construction Material Manufacturers and Suppliers

- 43.1. In addition to those provided by other laws and legal persons licensed production of construction materials is responsible for the following functions:
 - 43.1.1. Minerals and common minerals common mineral used construction materials industry in accordance with the mining law mining and processing;
 - 43.1.2. In accordance with the law to rehabilitate the area used to deposit;
 - 43.1.3. To provide construction materials and guarantee the quality of the products produced;
 - 43.1.4. For construction materials, raw materials and products approved guidelines regularly, including accredited laboratory tested technology and a certificate of conformity;
 - 43.1.5. For construction materials, and to a laboratory to determine the basic parameters product quality and production control;
 - 43.1.6. Based on the accredited laboratory findings under the jurisdiction of the state administration in charge of new construction materials and workmanship, the design and manufacturing products, production and use of test procedures;
 - 43.1.7. Ensure laboratory instruments and equipment.

Article 44. Construction Jobs

- 44.1. Officer construction industry subject to registration in accordance with the provisions of this law.
- 44.2. Improving continuous professional construction workers and improve the profession by the public authorities concerned to provide qualification and stretch, invalid and is responsible for a part-time board grade qualification. Council rules approved by the cabinet member in charge of construction matters.
- 44.3. Construction industry experts are divided into the following qualifications:
 - 44.3.1. Engineering and Architecture;
 - 44.3.2. Engineer, specializing in architecture, specializing Estimating;
 - 44.3.3. Consulting engineering, consulting architect, leading Estimating.
- 44.4. The professional level of skilled workers determined in accordance with one of six such.
- 44.5. Time to provide specialist coverage, for him, qualification and certification requirements set detailed rules set forth in Article 33.1.9 of this law.

- 44.6. Design consultants referred to in Article 44.3.3 structures will be given preference in the selection process likely to expert Rights designs.
- 44.7. And issue such as the construction industry employee training, professional qualification will be carried out by non-governmental organizations on a contract basis.

Article 45. Foreign Individuals and Legal Entities in the Construction Industry

- 45.1. Foreign applicants to participate in the construction process has been licensed to work with experienced and law practice for.
- 45.2. Foreign legal persons licensed to engage in construction activity has taken under Article 19 and 20 of this Law.
- 45.3. Unless otherwise specified in the legislation of Mongolian laws and local budgets and foreign legal entities for construction financing of foreign aid funding agreements with the Mongolian legal entity referred to in this law, shall be conducted.
- 45.4. Special request for authorization referred to in Article 19 legal entities with foreign investment and 20 of this law, attached to the license certificate issued by the competent authority in the country.
- 45.5. Foreign individuals and legal entities to engage in construction activities registered in accordance with Article 21 of this Law.

Article 46. Role of the Building Owner and the Owner

- 46.1. During building use, owners shall have the following functions:
- 46.1.1. Legislation and comply with the requirements specified codes and regulatory documents;
 - 46.1.2. Keeping a private matter of construction in accordance with the procedures specified in Article 33.1.18 of this law;
 - 46.1.3. To change the purpose of building and preserving the basic design and fabricate the facility;
 - 46.1.4. Construction of preserving plant engineering software systems;
 - 46.1.5. Prevention and toiletries to ensure clean and sanitary, fire and environmental requirements for buildings;
 - 46.1.6. Protecting the environment and immovable historical and cultural monuments;
 - 46.1.7. Block construction landscaping and maintenance, and constant movement, roads and sidewalks, the area does not disturb others;
 - 46.1.8. The roof and ceilings coverings and other structures on the rain, snow, ice, trash, dirt, dust, and other items to prevent exceed the reserve capacity injury;
 - 46.1.9. Continuous monitoring and building load-bearing structures, structures within and outside the engineering networks;
 - 46.1.10. Construction of the facility, delegate authority and telecommunications equipment, advertising lights set design, its construction, fixture and work to prevent the construction of building structures and damage;
 - 46.1.11. Building design and structure of cracks and construction oversight obtain summary said responsible authorities in case of serious damage, such as formation of cracks and take appropriate action;
 - 46.1.12. Enriches of construction documentation for civil use and storage;
 - 46.1.13. Consult when building front side switch province, city architect;
 - 46.1.14. Concluded the building and construction agency in charge of state control of the state of the facility each time building the facility operating for 15 years, and take appropriate action.
- 46.2. Construction of assessing damages to buildings caused by calamities and disasters will consider whether to provide the facility operating conditions.
- / This article was amended on 02 December 2017 02 Law /
- 46.3. Assets in respect of investors, customers permission to use imported construction, zero-axis tension acts, design, surface and underground acts, in addition to work during the construction of the network performance and subscriber line, author and authority to implement quality and safety monitoring body conclusions and added that the documents

- forwarded to the appropriate repository within 30 days after the utilization of the facility.
- 46.4. Construction of the owner, the owner is prohibited at the facility damage and injury, and to engage in appropriate professional organizations consent basic structure and change the design, planning, dedication and potential disruption of the normal facilities, environmental conditions have a negative impact on environment and human life and health operations.
- 46.5. If collapse caused damage during the operation of the facility and shall be liable to the Contractor, project developers, owners, material fault of the producers, suppliers and consulting services provider.
- 46.6. Owning buildings shall be liable under the legislation to fulfill their obligations under the law.

Chapter 7 Technical State Control

Article 47. Technical Control Facilities

- 47.1. Technical control facilities have the authority to implement building control.
- 47.2. Establishing a right to control international organizations in addition to its functions under the law of the State inspection the following inspections:
- 47.2.1. The quality of construction of structures, their renovation and maintenance work;
 - 47.2.2. Construction materials and raw materials, products, product quality;
 - 47.2.3. Design implementation of the facility;
 - 47.2.4. Construction and operation of the facility;
 - 47.2.5. To lift facility installation and use of safety;
 - 47.2.6. Design quality of construction, engineering and geological research;
 - 47.2.7. Accident causes of construction of the facility collapse and destruction, lifting facilities;
 - 47.2.8. State records offer the facility;
 - 47.2.9. The quality of the construction;
 - 47.2.10. In the design, verification, perform with regard to construction and production of construction materials;
 - 47.2.11. Violation of the construction start-up, configuration and usage period;
 - 47.2.12. Implementation progress and the suspension of construction safety mode;
 - 47.2.13. Construction costs and prices complexes.
- 47.3. With the right to monitor the construction of organization design and construction materials manufacturer, will monitor the implementation of the author interior contractor's inspection process.
- 47.4. Construction inspector of buildings in order to judge whether the facility was constructed according to the document will do additional testing in the field.

Chapter 8 Construction Certificate

Article 48. Facility Commissioning

- 48.1. Verification was performed in accordance with the conditions and draft construction permit will be operational authority structures provided for in Article 35 of this Law.
- 48.2. Construction of the facility is prohibited to ensure the provision of temporary power, heating, hot and cold water required during construction and permanent operations include facilities electrical, communications, heating, hot and cold water.
- 48.3. The certificate granted, unfinished structures are prohibited from engaging in the facility.
- 48.4. Partial unitary component for complex construction technology will be put into use in accordance with Article 48.1 of this law.
- 48.5. Construction of customer making the request to open the facility with the organization referred to in Article 35 of this Law, which attach to the following facts:

- 48.5.1. Notes construction stage performance;
- 48.5.2. The construction of surface and underground work act;
- 48.5.3. Design copyright control conclusion;
- 48.5.4. Technical Review Summary Employer construction;
- 48.5.5. Notes structures certified in accordance with terms of the technical facilities engineering the network, or used other sources of relevant information;
- 48.5.6. Design changes in construction;
- 48.5.7. Equipment coupling acts, by the certified equipment, test papers and equipment made conclusions based on whether the test in accordance with the instructions.
- 48.6. The commissioning requested authority structures referred to in Article 35 of this Law, review the documents specified in Article 48.5 of this law, and jobs will be commissioning Commission within 10 days.
- 48.7. Construction of the facility refuses to commissioning in the following cases:
 - 48.7.1. Compile the documents specified in Article 48.5 of this law;
 - 48.7.2. Which caused the client or his authorized representative refused to obstruct the inspection specified in Article 47.2 and 47.5 of this law;
 - 48.7.3. Violation of the license conditions set forth in Article 26 of this Law.
- 48.8. The correctness of liability document referred to in Article 48.5.

Article 49. Facilities Operating Certificate, Pasportjuulalt

- 49.1. Construction of the facility was put into operation in accordance with Article 48.1 based on conclusions of commissioning authorities the right to monitor construction work will be operating certificate within seven days.
- 49.2. Construction of the facility utilization certificate of quality and safety levels of the following types:
 - 49.2.1. Meet the operating requirements of the newly constructed facility commissioned in green building;
 - 49.2.2. Buildings maintenance and updates, and yellow are used to set a pasportjuulaltaar to meet operational requirements;
 - 49.2.3. To satisfy the need to use the red pasportjuulaltaar found use in buildings;
- 49.3. Construction of that level of durability and reliability of the facilities used for the appropriate certificate referred to in authority pasportjuulj and 49.2 of this Law, provided for in Article 35 of this Law, in accordance with the procedures specified in 49.5 of this law shall be authorized person specified in Article 49.1 of this law.
- 49.4. When doing repair and upgrade facilities referred to in Article 49.2.2 and meet the operational requirements of commissioning authority provided for in Article 35 of this Law shall be issued green certificates pursuant to Article 49.1 of this law.
- 49.5. The procedure for construction-use certificate referred to in Article 49.1, passports approved by the cabinet member in charge of inspection issues.

Chapter 9 Other Provisions

Article 50. Liability for Breach

- 50.1. A criminal offense, a violation of the civil law judge, subject to the following penalties under the relevant international inspectors monitoring enforcement:
 - 50.1.1. This law, 5.2, 5.10, 16.1, 24.2, 40.2, 40.3, 39.1, 42.3, 43.1, 46.4, 48.2, 48.3, in breach of the minimum wage for citizens MNT equal to 10 times the amount of the entity, the minimum wage organization equal to 25 times the amount illegally will be fined by the confiscation of the proceeds;
 - 50.1.2. Did not permit the construction of article 26 of this law, and in breach of Law 25.2, 25.3, 25.4 and 25.6 in the construction work commenced business entity or organization shall be fined an amount equal to 50 times the minimum wage;
 - 50.1.3. Construction work during the construction work of the structures specified in the project area boundaries, and design, architectural design / sketch / painting,

- construction materials appetite citizens arbitrarily changed the minimum amount equal to 25 times the amount of MNT, enterprises and organizations 50-fold increase in the minimum amount shall be fined with an amount equal wages;
- 50.1.4. If the construction work in the workplace and occupational safety and violations of hygiene standards in accordance with Article 36 of the Labor government take responsibility for health and safety, and to pay a fine;
- 50.1.5. Specialized construction activities referred to in Article 19 of this law license did not, and the law shall be in charge of construction activity registered database of Articles 21, 10 times the minimum wage in the construction sector wage, enterprises and organizations by the minimum wage 25 fold in the amount of penalty rate;
- 50.1.6. This Article 14.1.4, 37.1.1, 37.1.2, 37.1.3, 37.1.4, 37.1.5, 37.1.6, 37.1.7, 37.1.8, 37.1.17, 37.4, 37.5, 37.6, 37.8, 41.1, 41.3, stated obligation to comply with the construction of the customer shall be fined an amount equal to 25 times the minimum wage;
- 50.1.7. This Article 12.1, 14.1.4, 38.1, 38.4, stated its outstanding design author is a fine of an amount equal to 25 times the minimum wage;
- 50.1.8. Article 8.4, 14.1.4, 14.6, 16.1, 40.1, 40.3, failure to follow specified construction company 25 times the wage penalty structure control inspectors minimum wage;
- 50.1.9. This Article 46.1 and 46.4 of its obligations to comply with specified facility operator and the owner of the minimum wage 20 times the wage civil fine technical control inspectors;
- 50.1.10. Foreign citizens and legal persons the minimum wage 25 times the wage civil fine technical control inspectors in breach of Article 45 of this Law.
- 50.2. Structure penalty imposed by the legislation shall not limit its responsibility to eliminate such violations and pay compensation for damages caused to others due to non-compliance.
- 50.3. Properly fulfill its obligations under this law, or to comply with official monthly wages will be fined by 10-fold increase, equivalent to the decision as a judge revoked, shall be paid a compensation for damages caused to others.

STATE PARLIAMENT CHAIRMAN Z.ENKHBOLD